

1 HONORABLE RONALD B. LEIGHTON  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

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11 JOSEPH A. KENNEDY,  
12                           *Plaintiff,*  
13                           v.  
14 BREMERTON SCHOOL DISTRICT,  
15                           *Defendant.*

16  
17 CASE NO. 3:16-CV-05694-RBL  
18 **STIPULATED MOTION TO LIFT THE  
19 STAY**

20 NOTE ON MOTIONS CALENDAR:  
21 MARCH 14, 2019

22 Plaintiff Joseph A. Kennedy (“Coach Kennedy”) and Defendant Bremerton School District  
23 (“The District”) jointly move the Court to lift the stay and to allow this case to proceed.

24 Coach Kennedy alleges that the District violated his First Amendment rights and his rights  
under Title VII of the Civil Rights Act when the District engaged in adverse employment action  
based on Coach Kennedy’s private religious expression. The District denies these allegations.

On September 19, 2016, this Court denied Coach Kennedy’s motion for a preliminary  
injunction. ECF No. 25. The Court then stayed this case pending resolution of Coach Kennedy’s  
appeal of that ruling, and that stay remains in place. ECF No. 34. The Ninth Circuit affirmed the

1 denial of the motion for a preliminary injunction on August 23, 2017. ECF No. 36. On January 22,  
2 2019, the U.S. Supreme Court denied certiorari. ECF No. 45.

3 Now that the appeal of the denial of the motion for a preliminary injunction is complete,  
4 the parties jointly move the Court to grant the proposed order (attached) and lift the stay (ECF  
5 No. 34) to allow the case to proceed.

6 Dated: March 14, 2019

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 14, 2019, the foregoing document was served via electronic filing on all counsel of record in this case.

/s/ Devin S. Anderson  
Counsel for Plaintiff